

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 91-431-E - ORDER NO. 91-633 ✓
JULY 24, 1991

IN RE: Mamie L. Jackson,)	
)	
Complainant,)	
)	
vs.)	ORDER DISMISSING
)	COMPLAINT AND DENYING
)	REQUEST FOR HEARING
)	
)	
South Carolina Electric and)	
Gas Company,)	
)	
Respondent.)	
)	
)	

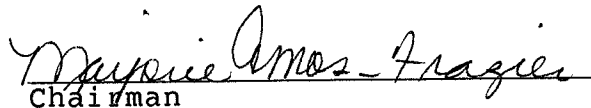
This matter comes before the Public Service Commission of South Carolina (the Commission) by way of a written complaint filed July 2, 1991, by Mamie L. Jackson concerning South Carolina Electric and Gas Company (SCE&G). The complaint addresses a billing dispute and termination of Ms. Jackson's service by SCE&G. Another filing on July 2, 1991, requests a hearing be held and that service be restored pending the results. The Commission has reviewed the documents and the allegations contained therein. It appears to the Commission that the allegations put forth by Ms. Jackson are related to another billing dispute previously heard and ruled on by the Commission in Docket No. 90-581-E, Mamie L. Jackson, Complainant, v. South Carolina Electric & Gas Company, Respondent. (See, Order No. 91-152, dated February 25, 1991, Order Dismissing Complaint).

The Commission has determined that the matters raised by Ms. Jackson in her complaint in the instant Docket are the same as those previously decided in Docket No. 90-581-E. Based upon the principles of res judicata and collateral estoppel, Ms. Jackson should not be allowed to relitigate the same issues previously decided by the Commission. Also, S.C. Code Ann. §58-27-1990 (1976) grants the Commission the authority to dismiss a complaint "without a hearing if in its opinion a hearing is not necessary in the public interest or for the protection of substantial rights." Ms. Jackson was allowed the opportunity to proceed with her complaint in Docket No. 90-581-E. She now seeks another hearing on the same issues previously ruled on by the Commission.

The Commission finds that it is not in the public interest to relitigate a matter that has already been heard and decided. Ms. Jackson's rights were protected through the Commission's process during the first proceeding. Therefore, the complaint of Mamie L. Jackson is dismissed and the request for hearing denied.

IT IS SO ORDERED.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director
(SEAL)